



2015 SESSION

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[Signed by Chairman]

Roll Call

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Proxy Forms

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***Any other documents, which were submitted after the committee hearing has ended and/or was submitted late [within 48 hours], regarding information in the committee hearing.**

***Witness Statements that were not presented as exhibits.**

Montana Historical Society Archives

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2015 Legislative

E-Document Specialist Susie Hamilton

BUSINESS REPORT
MONTANA SENATE
64th LEGISLATURE - REGULAR SESSION

SENATE JUDICIARY COMMITTEE

Date: Wednesday, February 11, 2015
Place: Capitol

Time: 9:00 AM
Room: 303

BILLS and RESOLUTIONS HEARD:

HB 195 - Revise pretrial diversion laws - Rep. Nate McConnell
SB 222 - Generally revise process service laws - Sen. Gordon Vance
SB 223 - Generally revise bail bond laws - Sen. Gordon Vance
SB 224 - Create a commission to study criminal justice system - Sen. Cynthia Wolken

EXECUTIVE ACTION TAKEN:

SB 242- Do Pass As Amended
HB 195-Be Concurred In
HB 25-Tied (failed; remains in committee)
HB 37-Tabled
SB 202-Tabled
SB 222-Tabled
SB 231-Tabled

Comments:



SEN. Scott Sales, Chair

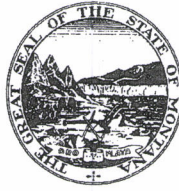
MONTANA STATE SENATE

2015 JUDICIARY COMMITTEE

ROLL CALL

DATE: 2/11/15

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
CHAIRMAN, SENATOR SCOTT SALES	—	
VICE CHAIRMAN, SENATOR JENNIFER FIELDER	—	
SENATOR DIANE SANDS	—	
SENATOR ROBYN DRISCOLL	—	
SENATOR KRISTEN HANSEN		—
SENATOR JEDEDIAH HINKLE	—	
SENATOR DOUG KARY	—	
SENATOR CLIFF LARSEN	—	
SENATOR MARY MCNALLY	—	
SENATOR MARY SHEEHY MOE	—	
SENATOR NELS SWANDAL	—	
SENATOR CHAS VINCENT	—	



SENATE STANDING COMMITTEE REPORT

February 11, 2015

Page 1 of 1

Madame President:

We, your committee on **Judiciary** report that **House Bill 195** (third reading copy -- blue) **be concurred in.**

Signed: _____

Senator Scott Sales, Chair

To be carried by Senator Nels Swandal

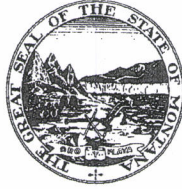
- END -

Committee Vote:

Yes 12, No 0

Fiscal Note Required ____

HB0195001SC16524.spt



SENATE STANDING COMMITTEE REPORT

February 11, 2015

Page 1 of 1

Madame President:

We, your committee on **Judiciary** report that **Senate Bill 242** (first reading copy -- white) **do pass as amended.**

Signed: _____

A handwritten signature in cursive script, appearing to read "Scott Sales", is written over a horizontal line.

Senator Scott Sales, Chair

And, that such amendments read:

1. Page 2, line 1.

Following: "(d)"

Insert: "except as provided in subsection (1)(a),"

- END -

Committee Vote:

Yes 11, No 1

Fiscal Note Required ☐

SB0242001SC.spt

6-6

BILL VOTE TIED - REMAINS IN COMMITTEE

SENATE JUDICIARY COMMITTEE

The vote in **SENATE JUDICIARY COMMITTEE** for bill **HB 25 - Revise laws relating to housing for offenders - Rep. Margaret (Margie) MacDonald** was tied on **Wednesday, February 11, 2015** and the bill remains in committee. (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).



(For the Committee)

(For the Secretary of the Senate)

12:45
(Time)

2/11
(Date)

February 11, 2015 (12:15pm)

Pam Schindler, Secretary

Phone: 444-4618

BILL TABLED NOTICE

SENATE JUDICIARY COMMITTEE (PLEASE DISREGARD PREVIOUS NOTICE)

The **SENATE JUDICIARY COMMITTEE** TABLED

HB 37 - Revising laws regarding domestic violence and child abuse evidence admissibility - Rep. Matthew Monforton

SB 202 - Establish guidelines and immunities for physicians who provide end of life care - Sen. Dick Barrett

SB 222 - Generally revise process service laws - Sen. Gordon Vance

SB 231 - Revise admissibility in evidence of seat belt use laws - Sen. Nels Swandal

by motion, on **Wednesday, February 11, 2015** (PLEASE USE THIS ACTION DATE IN LAWS BILL STATUS).



(For the Committee)



(For the Secretary of the Senate)

12:10 / 2/11
(Time) (Date)

February 11, 2015 (12:02pm)

Pam Schindler, Secretary

Phone: 444-4618

MONTANA STATE SENATE
ROLL CALL VOTE
2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO SB202 MOTION NO. 1

MOTION:

Rollers

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT		<u>—</u>	
VICE CHAIRMAN, SENATOR JENNIFER FIELDER		<u>—</u>	
SENATOR DIANE SANDS	<u>—</u>		
SENATOR CLIFF LARSEN	<u>—</u>		
SENATOR ROBYN DRISCOLL	<u>—</u>		
SENATOR MARY MCNALLY	<u>—</u>		
SENATOR MARY SHEEHY MOE	<u>—</u>		
SENATOR KRISTEN HANSEN		<u>—</u>	<u>—</u>
SENATOR JEDEDIAH HINKLE		<u>—</u>	
SENATOR DOUG KARY		<u>—</u>	
SENATOR NELS SWANDAL	<u>—</u>		
CHAIRMAN, SENATOR SCOTT SALES		<u>—</u>	

6/6 tie

MONTANA STATE SENATE

ROLL CALL VOTE

2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO SR202 MOTION NO. 2

MOTION:

Table

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT	<u>—</u>		
VICE CHAIRMAN, SENATOR JENNIFER FIELDER	<u>—</u>		
SENATOR DIANE SANDS	<u>—</u>		
SENATOR CLIFF LARSEN		<u>—</u>	
SENATOR ROBYN DRISCOLL		<u>—</u>	
SENATOR MARY MCNALLY		<u>—</u>	
SENATOR MARY SHEEHY MOE		<u>—</u>	
SENATOR KRISTEN HANSEN	<u>—</u>		<u>—</u>
SENATOR JEDEDIAH HINKLE	<u>—</u>		
SENATOR DOUG KARY	<u>—</u>		
SENATOR NELS SWANDAL	<u>—</u>		
CHAIRMAN, SENATOR SCOTT SALES	<u>—</u>		

8/4

MONTANA STATE SENATE

ROLL CALL VOTE

2015 JUDICIARY COMMITTEE

DATE 2/18/15 BILL NO HB 28 MOTION NO. 2

MOTION:

Sect #3

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT	<u>—</u>		
VICE CHAIRMAN, SENATOR JENNIFER FIELDER	<u>—</u>		
SENATOR DIANE SANDS	<u>—</u>		
SENATOR CLIFF LARSEN	<u>—</u>		
SENATOR ROBYN DRISCOLL	<u>—</u>		
SENATOR MARY MCNALLY	<u>—</u>		
SENATOR MARY SHEEHY MOE		<u>—</u>	
SENATOR KRISTEN HANSEN	<u>—</u>		<u>—</u>
SENATOR JEDEDIAH HINKLE	<u>—</u>		
SENATOR DOUG KARY		<u>—</u>	
SENATOR NELS SWANDAL		<u>—</u>	
CHAIRMAN, SENATOR SCOTT SALES		<u>—</u>	

8/4

MONTANA STATE SENATE
ROLL CALL VOTE
2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO H825 MOTION NO. 3

MOTION:

sect # 2

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT	—		
VICE CHAIRMAN, SENATOR JENNIFER FIELDER	—		
SENATOR DIANE SANDS		—	
SENATOR CLIFF LARSEN		—	
SENATOR ROBYN DRISCOLL		—	
SENATOR MARY MCNALLY		—	
SENATOR MARY SHEEHY MOE		—	
SENATOR KRISTEN HANSEN	—		—
SENATOR JEDEDIAH HINKLE	—		
SENATOR DOUG KARY	—		
SENATOR NELS SWANDAL		—	
CHAIRMAN, SENATOR SCOTT SALES	—		

6/6 tie

MONTANA STATE SENATE
ROLL CALL VOTE
2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO. HB25 MOTION NO. 4

MOTION:

Seet 1

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
VICE CHAIRMAN, SENATOR JENNIFER FIELDER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR DIANE SANDS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR CLIFF LARSEN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
SENATOR ROBYN DRISCOLL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR MARY MCNALLY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
SENATOR MARY SHEEHY MOE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR KRISTEN HANSEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
SENATOR JEDEDIAH HINKLE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR DOUG KARY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
SENATOR NELS SWANDAL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
CHAIRMAN, SENATOR SCOTT SALES	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

MONTANA STATE SENATE
ROLL CALL VOTE
2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO #B25 MOTION NO. 5

MOTION:

Belonged Does Amend

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT		<u>—</u>	
VICE CHAIRMAN, SENATOR JENNIFER FIELDER		<u>—</u>	
SENATOR DIANE SANDS	<u>—</u>		
SENATOR CLIFF LARSEN	<u>—</u>		
SENATOR ROBYN DRISCOLL	<u>—</u>		
SENATOR MARY MCNALLY	<u>—</u>		
SENATOR MARY SHEEHY MOE	<u>—</u>		
SENATOR KRISTEN HANSEN		<u>—</u>	<u>—</u>
SENATOR JEDEDIAH HINKLE		<u>—</u>	
SENATOR DOUG KARY		<u>—</u>	
SENATOR NELS SWANDAL	<u>—</u>		
CHAIRMAN, SENATOR SCOTT SALES		<u>—</u>	

6/6 (trial)

MONTANA STATE SENATE

ROLL CALL VOTE

2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO SB222 MOTION NO. 1

MOTION:

table

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT	<u>—</u>		
VICE CHAIRMAN, SENATOR JENNIFER FIELDER	<u>—</u>		
SENATOR DIANE SANDS	<u>—</u>		
SENATOR CLIFF LARSEN	<u>—</u>		
SENATOR ROBYN DRISCOLL	<u>—</u>		
SENATOR MARY MCNALLY	<u>—</u>		
SENATOR MARY SHEEHY MOE	<u>—</u>		
SENATOR KRISTEN HANSEN	<u>—</u>		<u>—</u>
SENATOR JEDEDIAH HINKLE		<u>—</u>	
SENATOR DOUG KARY	<u>—</u>		
SENATOR NELS SWANDAL	<u>—</u>		
CHAIRMAN, SENATOR SCOTT SALES	<u>—</u>		

11/1

MONTANA STATE SENATE
ROLL CALL VOTE
2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO H837 MOTION NO. 1

MOTION:

Table

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT	<u>—</u>		
VICE CHAIRMAN, SENATOR JENNIFER FIELDER	<u>—</u>		
SENATOR DIANE SANDS	<u>—</u>		
SENATOR CLIFF LARSEN	<u>—</u>		
SENATOR ROBYN DRISCOLL	<u>—</u>		
SENATOR MARY MCNALLY	<u>—</u>		
SENATOR MARY SHEEHY MOE	<u>—</u>		
SENATOR KRISTEN HANSEN	<u>—</u>		<u>—</u>
SENATOR JEDEDIAH HINKLE	<u>—</u>		
SENATOR DOUG KARY	<u>—</u>		
SENATOR NELS SWANDAL		<u>—</u>	
CHAIRMAN, SENATOR SCOTT SALES	<u>—</u>		

11/1

MONTANA STATE SENATE

ROLL CALL VOTE

2015 JUDICIARY COMMITTEE

DATE 2/11/15 BILL NO SB231 MOTION NO. 2

MOTION:

DOPas

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR CHAS VINCENT		/	
VICE CHAIRMAN, SENATOR JENNIFER FIELDER		/	
SENATOR DIANE SANDS	/		
SENATOR CLIFF LARSEN	/		
SENATOR ROBYN DRISCOLL	/		
SENATOR MARY MCNALLY		/	
SENATOR MARY SHEEHY MOE		/	
SENATOR KRISTEN HANSEN		/	
SENATOR JEDEDIAH HINKLE		/	
SENATOR DOUG KARY		/	
SENATOR NELS SWANDAL	/		
CHAIRMAN, SENATOR SCOTT SALES		/	

4/8 (Rev: Table)

SENATE PROXY

I, Senator K. Hansen, hereby authorize Senator S. Fielder to vote my proxy before the Senate meeting held on 2/11, 2015.

[Signature]
Senator Signature

2/11/15
Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

Bill No. / Amendment No.	Aye	No
SB202 Dotan		X
SB202 Res/Tables	X	
HB25 amended	X	
✓	X	
✓	X	
HB25 - General Statement		X
SB187 - withdrawn		
HB195 - Belongue	X	
SB222 - amended tables	X	
HB 37 - Tables	X	
SB242 - amended	X	
SB242 - Dotan amended	X	X
SB231 - Dotan		

1. The first of these is the
2. second is the
3. third is the
4. fourth is the
5. fifth is the
6. sixth is the
7. seventh is the
8. eighth is the
9. ninth is the
10. tenth is the

MONTANA STATE SENATE
Visitors Register
SENATE JUDICIARY COMMITTEE

Wednesday, February 11, 2015

HB 195 - Revise pretrial diversion laws

Sponsor: Rep. Nate McConnell

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register
SENATE JUDICIARY COMMITTEE

Wednesday, February 11, 2015

SB 223 - Generally revise bail bond laws

Sponsor: Sen. Gordon Vance

PLEASE PRINT

Name	Representing	Support	Oppose	Info
LARRY CALVEZ	Montana Magistrates		X	
Rod Young	Valley Bail Bonds	X		
SCOTT FUSTWERT	VALLEY BAIL BONDS	X		
David Jay Wiloughby	BAA Bay Bail Bonds	X		
Bradley B. Rippersbach	Your Bondsman	X		
Jennifer Chenoweth	AAA Action Bail Bonds	X		
Shaelyn Rowe	The bonds man	X		
_____	THE BONDSMAN	X		
Tyrel Jara	Arrow Bail	X		
Alfonso Jara	Arrow Bail	X	X	X
Chen Jara	CMBS, Inc	X		
Melody Revell	Rig Sky Bail	X		
Mark Jara	E-Z Bail Bonds	X		
Stan V. Jara	E-Z Bail Bonds	X		
Theresa Jara	AAA Bail Bonds	X		
_____	Williams Investigations			X
Jesse LaLovich	SAD	X		
Kelly Reisbach	Bail Montana Inc	X		
_____	_____			
Niki Zupanic	ACLU			✓

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register
SENATE JUDICIARY COMMITTEE

Wednesday, February 11, 2015

SB 222 - Generally revise process service laws

Sponsor: **Sen. Gordon Vance**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

SENATE JUDICIARY COMMITTEE

Sponsor: **Sen. Cynthia Wolken**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.